

12-10-01 A
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

UTILITY PATENT APPLICATION TRANSMITTAL <i>(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))</i>		Attorney Docket No. 1733.1009-023	First Named Inventor or Application Identifier Paul F. Herbert	Express Mail Label No. EV 044389575 US	12/06/01 JC971 U.S. PTO 10/00/99 12/06/01																								
Title of Invention PRODUCTION SCALE METHOD OF FORMING MICROPARTICLES																													
APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, D.C. 20231																											
<p>1. <input type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input checked="" type="checkbox"/> Specification [Total Pages 27] <i>(preferred arrangement set forth below)</i></p> <ul style="list-style-type: none"> - Descriptive title of the invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to microfiche Appendix - Background of the Invention - Summary of the Invention - Brief Description of the Drawings - Detailed Description - Claim(s) - Abstract of the Disclosure <p>3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 4]</p> <p><input type="checkbox"/> Formal <input type="checkbox"/> Informal</p> <p><input type="checkbox"/> Fig. of the Drawings for Publication [1]</p> <p>4. <input checked="" type="checkbox"/> Oath or Declaration/POA [Total Pages 3]</p> <p>a. <input type="checkbox"/> Newly executed (original or copy)</p> <p>b. <input checked="" type="checkbox"/> Copy from a prior application (37 C.F.R. 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i> [NOTE Box 5 below]</p> <p>i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).</p> <p>5. <input checked="" type="checkbox"/> Incorporation By Reference <i>(useable if Box 4b is checked)</i> The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.</p>																													
<p>6. <input type="checkbox"/> Microfiche Computer Program <i>(Appendix)</i></p> <p>7. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i></p> <p>a. <input type="checkbox"/> Computer Readable Copy</p> <p>b. <input type="checkbox"/> Paper Copy <i>(identical to computer copy)</i> [] Pages</p> <p>c. <input type="checkbox"/> Statement verifying identity of above copies</p>																													
<p>ACCOMPANYING APPLICATION PARTS</p> <p>8. <input type="checkbox"/> Assignment Papers (cover sheet & documents) <input checked="" type="checkbox"/> Assignee - Alkermes Controlled Therapeutics, Inc. Cambridge, Massachusetts</p> <p>9. <input type="checkbox"/> 37 C.F.R. 3.73(b) Statement <input type="checkbox"/> Power of Attorney</p> <p>10. <input type="checkbox"/> English Translation Document <i>(if applicable)</i></p> <p>11. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>12. <input type="checkbox"/> Preliminary Amendment</p> <p>13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)</p> <p>14. <input type="checkbox"/> Small Entity Statement(s) <input type="checkbox"/> Statement filed in prior application, status still proper and desired</p> <p>15a. <input type="checkbox"/> Foreign Priority Claim under 35 U.S.C. §119(a)-(b)</p> <p>15b. <input type="checkbox"/> Certified Copy of Priority Document(s)</p> <p>16. <input type="checkbox"/> Nonpublication Request <i>(check parent application)</i></p> <p>17. <input checked="" type="checkbox"/> Other: <u>Remarks Letter</u></p>																													
<p>18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:</p> <p><input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: 09/587,821</p> <p>Prior application information: Examiner: Mullis, J. Group Art Unit: 1711</p>																													
<p>19. CORRESPONDENCE ADDRESS</p> <table border="1"> <tr> <td>NAME</td> <td colspan="5">Carolyn S. Elmore HAMILTON, BROOK, SMITH & REYNOLDS, P.C.</td> </tr> <tr> <td>ADDRESS</td> <td colspan="5">530 Virginia Road, P.O. Box 9133</td> </tr> <tr> <td>CITY</td> <td>Concord</td> <td>STATE</td> <td>MA</td> <td>ZIP CODE</td> <td>01742-9133</td> </tr> <tr> <td>COUNTRY</td> <td>USA</td> <td>TELEPHONE</td> <td>(978) 341-0036</td> <td>FAX</td> <td>(978) 341-0136</td> </tr> </table>						NAME	Carolyn S. Elmore HAMILTON, BROOK, SMITH & REYNOLDS, P.C.					ADDRESS	530 Virginia Road, P.O. Box 9133					CITY	Concord	STATE	MA	ZIP CODE	01742-9133	COUNTRY	USA	TELEPHONE	(978) 341-0036	FAX	(978) 341-0136
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Signature	Susan M. Abelleira	Date	December 06, 2001
Submitted by Typed or Printed Name	Susan M. Abelleira	Reg. Number	42,252

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Paul F. Herbert and Michael S. Healy

Continuation Application of

Application No.: 09/587,821

Filed: June 6, 2000

For: PRODUCTION SCALE METHOD OF FORMING MICROPARTICLES

Date: 12/6/01

EXPRESS MAIL LABEL NO. EV 044389575 US

REMARKS

Box PATENT APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

The above-captioned application is a continuation of pending application number 09/587,821 filed on June 6, 2000, which is a Continuation of 09/305,413 filed on May 5, 1999, now U.S. Patent No. 6,153,129, which is a Continuation of 08/443,726 filed on May 18, 1995, now U.S. Patent No. 5,922,253, to which priority is claimed under 35 U.S.C. § 120..

The specification has been revised to update the format of the parent application. The related applications paragraph has been revised to include application number 09/587,821. Claims 1-18 are newly presented. No new matter has been added.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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